

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

CSX CORPORATION

SUMMONS IN A CIVIL ACTION

v.

CASE NUMBER:

THE CHILDREN'S INVESTMENT FUND MANAGEMENT
(UK) LLP, THE CHILDREN'S INVESTMENT FUND
MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S
INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS
LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND,
L.P., CHRISTOPHER HOHN, SNEHAL AMIN and
ALEXANDRE BEHRING, a/k/a ALEXANDRE BEHRING
COSTA

08 CV 02764

TO: (Name and Address of Defendant)

SEE ATTACHMENT A

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

Rory O. Millson
Francis P. Barron
Michael A. Paskin
CRAVATH, SWAINE & MOORE LLP
825 Eighth Avenue
New York, NY 10019
(212) 474-1000

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

J. MICHAEL McMAHON

MAR 17 2008

CLERK

DATE

BY DEPUTY CLERK

Service of the Summons and Complaint was made by me¹

DATE _____

NAME OF SERVER (PRINT)

TITLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: _____
- _____
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____
- _____
- ☐ Other (specify): _____
- _____

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____
Date *Signature of Server*

Address of Server

ATTACHMENT A

Defendants:

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP

7 Clifford Street
London, W1S 2WE
United Kingdom

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD.

PO Box 309GT
Ugland House
South Church Street
George Town, Grand Cayman, Cayman Islands
British West Indies

THE CHILDREN'S INVESTMENT MASTER FUND

PO Box 309GT
Ugland House
South Church Street
George Town, Grand Cayman, Cayman Islands
British West Indies

3G CAPITAL PARTNERS LTD.

36A Dr. Roy's Drive
PO Box 2510
George Town, Grand Cayman, Cayman Islands
British West Indies

3G CAPITAL PARTNERS, L.P.

36A Dr. Roy's Drive
PO Box 2510
George Town, Grand Cayman, Cayman Islands
British West Indies

3G FUND, L.P.

36A Dr. Roy's Drive
PO Box 2510
George Town, Grand Cayman, Cayman Islands
British West Indies

CHRISTOPHER HOHN

In care of The Children's Investment Fund Management (UK) LLP
7 Clifford Street
London, W1S 2WE
United Kingdom

SNEHAL AMIN

10022 Lakeside Gables Drive
Houston, TX 77065 (Harris County)

ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA

In care of 3G Capital Inc.
800 Third Avenue
31st Floor
New York, NY 10022 (New York County)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,

Plaintiff,

vs.

THE CHILDREN'S INVESTMENT FUND
MANAGEMENT (UK) LLP, *et al.*,

Defendants.

08 CV 02764
(LAK) (KNF)

DECLARATION OF SERVICE

KEITH S. KAPLAN hereby declares as follows:

I am over the age of 18 years, not a party to this action and reside
at 670 Ramapo Rd., Teaneck, NJ 07666.

On the 17th day of March, 2008, I served the SUMMONS AND
COMPLAINT, RULE 7.1 STATEMENT, INDIVIDUAL PRACTICES FOR JUDGE
LEWIS A. KAPLAN and INDIVIDUAL PRACTICES FOR MAGISTRATE JUDGE
KEVIN N. FOX

upon:

THE CHILDREN'S INVESTMENT FUND
MANAGEMENT (UK) LLP

THE CHILDREN'S INVESTMENT FUND
MANAGEMENT (CAYMAN) LTD.

THE CHILDREN'S INVESTMENT MASTER
FUND

CHRISTOPHER HOHN

SNEHAL AMIN

by personally delivering true and correct copies of the aforementioned documents to

Howard O. Godnick, Esq.
SCHULTE ROTH & ZABEL, LLP
919 Third Avenue
New York, NY 10022
Attorney for above listed Defendants

Said documents were accepted by Barbara "Doe", Mr. Godnick's administrative assistant who confirmed that she was authorized to accept service on his behalf.

Dated, this 24th day of March, 2008, at New York, New York.

I declare under penalty of perjury that the foregoing is true and correct.



Keith S. Kaplan